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PTO/SB/21 (08-00)  
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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/624,113	
	Filing Date	July 21, 2003	
	First Named Inventor	Kenneth A. Shaw	
	Group Art Unit	3677	
	Examiner Name	Jack W. Lavinder	
Total Number of Pages in This Submission		Attorney Docket Number	29968/38059A

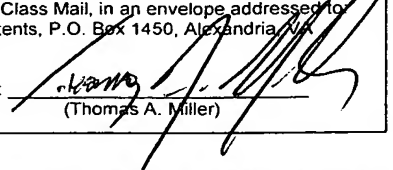
ENCLOSURES (check all that apply)				
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment/Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 35 U.S.C. 371	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below)		
<table border="1"><tr><td>Remarks</td><td>Response to Non-Compliant Amendment</td></tr></table>			Remarks	Response to Non-Compliant Amendment
Remarks	Response to Non-Compliant Amendment			

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual Name	MARSHALL, GERSTEIN & BORUN Thomas A. Miller - 40,091
Signature	
Date	April 25, 2005

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: April 25, 2005	Signature:  (Thomas A. Miller)

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Dated: April 25, 2005

Signature:   
(Thomas A. Miller)

Docket No.: 29968/38059A  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Kenneth A. Shaw et al.

Application No.: 10/624,113

Confirmation No.: 6130

Filed: July 21, 2003

Art Unit: 3677

For: A SELECTABLE WIDTH TRACK  
APPARATUS AND METHOD FOR A  
GRAVITY FED SHELVING SYSTEM

Examiner: Jack W. Lavinder

**RESPONSE TO NON-COMPLIANT AMENDMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment dated April 18, 2005 applicants resubmit the entire "Amendments to the Claims" section listing each of the claims, namely, claims 1-52. The previous amendment had not listed the fact that claims 1-43 had previously been canceled. Applicants thus respectfully submit that each of the pending claims, i.e., claims 44-48 and 50-52 is in condition for allowance and respectfully solicit same.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.